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**MAILED**  
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**OFFICE OF PETITIONS**

In re Application of  
Johan Renes et al  
Application No. 09/981,213  
Filed: October 17, 2001  
Attorney Docket No. 5117US

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed January 18, 2011, to revive the above-identified application.


The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the non-final Office action mailed April 1, 2010, which set a shortened statutory period for reply of three (3) months. No extension of time under the provisions of 37 CFR 1.136(a) was obtained. Accordingly, the above-identified application became abandoned on July 2, 2010.

An extension of time under 37 CFR 1.136 must be filed prior to the expiration of the maximum extendable period for reply. See In re Application of S., 8 USPQ2d 1630, 1631 (Comm'r Pats. 1988). Accordingly, since the \$555 extension of time submitted on October 4, 2010 was subsequent to the maximum extendable period for reply, this fee is unnecessary and will be credited to petitioner's deposit account.

Telephone inquiries concerning this decision should be directed to Irvin Dingle at (571) 272-3210.

This matter is being referred to Technology Center AU 3626 for further processing.

  
Irvin Dingle  
Petitions Examiner  
Office of Petitions